

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 6TH DECEMBER 2007 / 15TH AGRAHAYANA 1929

WP(C).No. 30340 of 2007(J)

PETITIONER:

- 1. V.P.SUKUMARI,VALIYAPARAMBIL,
NADAKKAVU P.O.ERNAKULAM.**
- 2. MARIMMA THOMAS, KUMBALAMTHANATHU HOUSE,
AYARKUNNAM, KOTTAYAM.**

BY ADV. SRI.P.DEEPAK

RESPONDENTS:

- 1. THE REGIONAL TRANSPORT AUTHORITY,
WAYANAD,REPRESENTED BY ITS SECRETARY
WAYANAD.**
- 2. THE SECRETARY ,REGIONAL TRANSPORT
AUTHORITY,WAYANAD.**

BY

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 06/12/2007, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

WP(C) NO: 30340/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1 AND P1A. COPY OF THE PROCEEDINGS OF THE R1 DT. 12/4/2007.

EXT.P2. COPY OF THE JUDGMENT DT. 13/-7/2007 IN WPC NO. 14567/2007.

EXT.P3. COPY OF THE APPLICATIONS FOR TEMPORARY PERMITS DT. 7/8/2007.

RESPONDENT'S EXHIBITS - NIL.

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ANTONY DOMINIC, J.

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W.P.(C) No. 30340 OF 2007 J
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Dated this the 6th December, 2007

J U D G M E N T

Exts. P1 and P1(a) are the proceedings of the 1st respondent considering an application made by the petitioner for regular permit in respect of a route covering seven districts. The matter was adjourned and as is evident from Ext. P1(a), the RTA has decided to obtain details of the distance covered in each district and details of overlapping. Thereafter the matter has not been considered. At that stage this writ petition has been filed praying for a direction to the 1st respondent to consider the application of the petitioner for regular permit without awaiting for concurrence of RTAs. and to grant the same subject to obtaining countersignature.

2. In my view this prayer of the writ petitioner is premature. The RTA has not considered the application, nor has it decided to grant the permit. All that the RTA has done is to call for the details of the distance covered in each district and details of overlapping.

Before the application is considered, according to the RTA it needed those particulars. At this stage, it will be too premature to direct the RTA to issue the permit subject to countersignature.

3. Therefore, having regard to the facts as stated above, I dispose of this writ petition directing that the 1st respondent shall expedite obtaining the details called for in Ext. P1(a) proceedings dated 12-4-2007 and thereafter consider the application on merits. It will be open to the 1st respondent to consider whether permit can be granted to the petitioner subject to countersignature and without awaiting the concurrence of the authorities.

ANTONY DOMINIC
JUDGE

jan/-